

**OFFICE OF THE FEDERAL DEFENDER  
EASTERN DISTRICT OF CALIFORNIA  
801 I STREET, 3rd Floor  
SACRAMENTO, CALIFORNIA 95814  
(916) 498-5700 Fax: (916) 498-5710**

Quin Denvir  
Federal Defender

Daniel J. Broderick  
Chief Assistant Defender

September 30, 2005

**FILED**

**SEP 30 2005**

Victor Haltom  
Attorney at Law  
428 J Street, #350  
Sacramento, CA 95814

**CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY \_\_\_\_\_  
DEPUTY CLERK**

Re: United States v. Scott Vogelsang  
Cr.S-02-151-MCE

Dear Mr. Haltom:

This will confirm your appointment by the Honorable Morrison C. England, U.S. District Judge, to represent the above-name appellant. You are attorney of record until such time as you are relieved or other action is taken to appoint a different attorney.

Enclosed is a CJA 20 form, your Order of Appointment and Voucher for services rendered. Also enclosed is an instruction sheet discussing the use of the forms, together with sample forms for reporting court time. This will also provide a uniformity in the way attorneys report their time and services rendered.

If we may be of any further assistance regarding the processing of the enclosed form, preparation of form CJA 21 for expert services, or in reference to any other matter pertaining to this case, please feel free to call upon us at any time.

Very truly yours,

LUPE HERNANDEZ  
Operations Administrator

:lh  
Enclosures

cc: Clerks Office  
Ninth Circuit Court of Appeals

## CLIA 30 APPOINTMENT OF AND AUTHORITY TO PAY COURT APPOINTED COUNSEL

1. CASE/MATTER/DOCKET NUMBER 09C	2. PERSON REPRESENTED Vogelsang, Scott		VOUCHER NUMBER			
3. MAG. DCT./DEF. NUMBER	4. DEF. DCT./DEF. NUMBER Cr. S-02-151-MCE	5. APPEALS DCT./DEF. NUMBER	6. OTHER DCT. NUMBER			
7. IN CASE/MATTER OF (Case Name) U.S. v. Vogelsang	8. PAYMENT CATEGORY Appeal	9. TYPE PERSON REPRESENTED Appeallant	10. REPRESENTATION TYPE TD			
11. OFFENSE(S) CHARGED (See U.S. Code, Title & Section) If more than one offense, list up to three other offenses charged, according to severity of offense Criminal Appeal						
12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix) AND MAILING ADDRESS Victor Haltom, Esq. 428 J Street, #350 Sacramento, CA 95814		13. COURT ORDER <input checked="" type="checkbox"/> A Appointing Counsel <input type="checkbox"/> C On-Contract <input type="checkbox"/> F State Per Federal Statute <input type="checkbox"/> E State Per Assigned Attorney <input type="checkbox"/> P State Per Public Attorney <input type="checkbox"/> T Standing Counsel  Prior Attorney's Name _____ Appointment Date _____  <input type="checkbox"/> Because the attorney whom you represented has violated your code or law or otherwise violated the court rules of the court, I hereby waive my right to employ counsel and (2) days and weeks to take action, such as filing a complaint of just cause in response, the attorney whom you represent shall be liable to me for expenses I incur in representing this person in this case.  <input type="checkbox"/> Other (See Instructions) _____				
14. NAME AND MAILING ADDRESS OF LAW FIRM (only provide per item)		_____ Signature of Presiding Judicial Officer or by Order of the Court 9/7/05 Date of Order _____ Name Pro Tem Date _____ Expenses or partial expenses waived from the person represented for the service of notice of appearance. <input type="checkbox"/> YES <input type="checkbox"/> NO				
CATEGORIES (Attach Description of services with dates)		HOURS CLAIMED	TOTAL AMOUNT CLAIMED	MATH/TECH ADJUSTED HOURS	MATH/TECH ADJUSTED AMOUNT	ADDITIONAL REVIEW
15. I N C O R P R A T E	a. Arraignments and/or Pleas					
	b. Bail and Detention Hearings					
	c. Motions Hearings					
	d. Trial					
	e. Sentencing Hearings					
	f. Revocation Hearings					
	g. Appeals Court					
	h. Other (Specify on additional sheet)					
(Rate per hour = \$ 90 )		TOTAL:				
16. O U T C H E R C H E R	a. Interviews and Conferences					
	b. Obtaining and reviewing records					
	c. Legal research and brief writing					
	d. Travel time					
	e. Investigative and Other work (Specify on additional sheet)					
(Rate per hour = \$ 90 )		TOTAL:				
17.	Travel Expenses (lodging, parking, meals, mileage, etc.)					
18.	Other Expenses (other than expert, transcript, etc.)					
19. CERTIFICATION OF ATTORNEY/PAYER FOR THE PERIOD OF SERVICE FROM _____ TO _____			20. APPOINTMENT TERMINATION DATE IF OTHER THAN CASE COMPLETION		21. CASE DISPOSITION	
22. CLAIM STATUS <input type="checkbox"/> Full Payment <input type="checkbox"/> Partial Payment Number _____ <input type="checkbox"/> Supplemental Payment Have you previously received or do you expect to receive payment for this case? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, were you paid? <input type="checkbox"/> YES <input type="checkbox"/> NO Other than the amount listed here, or to your knowledge has anyone else received payment (compensation or reporting or helped or helped from any other source) in connection with this representation? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, give details on additional lines. I swear or affirm the truth or correctness of the above statements.						
Signature of Attorney: _____ Date: _____						
23. IN COURT COMP.	24. OUT OF COURT COMP.	25. TRAVEL EXPENSES	26. OTHER EXPENSES	27. TOTAL AMT. APPRA/CERT		
28. SIGNATURE OF THE PRESIDING JUDICIAL OFFICER			DATE	29. JUDGE / MAG. JUDGE CODE		
30. IN COURT COMP.	31. OUT OF COURT COMP.	32. TRAVEL EXPENSES	33. OTHER EXPENSES	34. TOTAL AMT. APPROVED		
35. SIGNATURE OF CHIEF JUDGE, COURT OF APPEALS (OR DELEGATE) _____ <small>Approved as witness to witness statement contained above.</small>			DATE	36. JUDGE CODE		

**VICTOR S. HALTOM**  
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Attorney for Defendant  
**SCOTT VOGELSANG**

**IN THE UNITED STATES DISTRICT COURT  
IN AND FOR THE EASTERN DISTRICT OF CALIFORNIA**

12 THE UNITED STATES OF  
AMERICA.

13 Plaintiff and Respondent.

v

13 SCOTT VOGEL SANG

16 Defendant and Appellant

Case No. CR-S-02-0151-MCE

**NOTICE OF APPEAL**

18 Notice is hereby given that SCOTT VOGELSANG, the above-named defendant  
19 and appellant, hereby appeals to the United States Court of Appeals for the Ninth Circuit  
20 from the judgment imposed herein by the district court on September 6, 2005.

21 In this appeal, Mr. VOGELSANG will seek reversal of the aforementioned  
22 judgment on grounds which include, but are not limited to the following: {1} erroneous  
23 denial of pre-trial motions; {2} error during the course of Mr. VOGELSANG'S jury trial;  
24 {3} erroneous denial of post-verdict motions; and {4} sentencing error.

25 || DATE: September 7, 2005

Respectfully Submitted,

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VICTOR S. HALTOM  
Attorney for Defendant/Appellant  
SCOTT VOGEL SANG